

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Gregory BREYTA et al.

Confirmation No.: 2373

Serial No.: 10/729,511

Group Art Unit: 1621

Filing Date: December 4, 2003

Examiner: Yevgeny VALENROD

Title: PRECURSORS TO FLUOROALKANOL-CONTAINING OLEFIN MONOMERS,
AND ASSOCIATED METHODS OF SYNTHESIS AND USE

RESPONSE TO REQUIREMENT FOR RESTRICTION

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the Requirement for Restriction mailed August 24, 2006, in which the Examiner required restriction between two groups of claims which the Examiner describes as follows:

- (I) claims 1-6, drawn to an alkene fluoroalkanol of formula III, classified in class 568, subclass 700+; and
- (II) claims 7- [sic], drawn to a process of preparing an alkene fluoroalkanol, classified in class 568, subclass 700+.

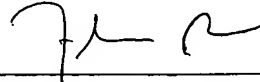
In response, applicants assume that claims 7-33 were intended to be encompassed in Group II. With this understanding, applicants elect Group II without traverse. Applicants expressly reserve their right under 35 USC § 121 to file a divisional application directed to the non-elected subject matter during the pendency of this application.

The Examiner also required an election of species if Group I was chosen. However, because Group I has not been chosen, it would appear that no election of species is required.

If the Examiner has any questions concerning this communication, or would like to discuss the application, the art, or other pertinent matters, he is welcome to contact the undersigned attorney at (650) 251-7712.

Respectfully submitted,

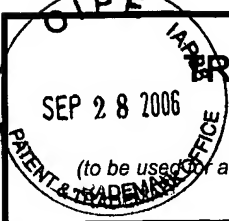
By:



Flavio M. Rose, Reg. No. 40,791
c/o MINTZ LEVIN
1400 Page Mill Road
Palo Alto, California 94304-1124
(650) 251-7700 Telephone
(650) 251-7739 Facsimile
Customer No. 23980

Dated: September 25, 2006

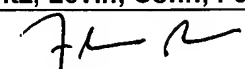
TRA 2202881v.1

 TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/729,511	
	Filing Date	December 4, 2003	
	First Named Inventor	Gregory BREYTA	
	Art Unit	1621	
	Examiner Name	Yevgeny VALENROD	
Mail Stop	Amendment	Attorney Docket Number	ARC920030073US1

ENCLOSURES (Check all that apply)

- | | | |
|---|---|--|
| <input checked="" type="checkbox"/> No fee due
<input type="checkbox"/> Fee(s) due: \$
Fee Transmittal
<input type="checkbox"/> Check enclosed
<input type="checkbox"/> Charge Deposit Account
No. 09-0441
<input type="checkbox"/> 37 CFR § 1.16
<input type="checkbox"/> 37 CFR § 1.17
<input checked="" type="checkbox"/> The Commissioner is authorized to charge any underpayment or credit any overpayment to Deposit Account No. 09-0441
<input checked="" type="checkbox"/> Return postcard
<input checked="" type="checkbox"/> Amendment/Response
<input type="checkbox"/> After Final
<input type="checkbox"/> Affidavits/declaration(s) -
__ Affidavits/declaration(s)
<input type="checkbox"/> __-Month Extension of Time | <input type="checkbox"/> Terminal Disclaimer
<input type="checkbox"/> Information Disclosure Statement & PTO-1449 Form(s)
<input type="checkbox"/> Cited reference copy(ies)
<input type="checkbox"/> Response to Missing Parts / Incomplete Application
<input type="checkbox"/> Declaration(s) by Inventor(s)
<input type="checkbox"/> Preliminary Amendment
<input type="checkbox"/> Updated Application Data Sheet
<input type="checkbox"/> Drawing(s) - __ Sheets
<input type="checkbox"/> Compact Disk(s) - __ CD(s)
<input type="checkbox"/> Petition
<input type="checkbox"/> Power of Attorney & Address Indication Form | <input type="checkbox"/> Revocation of & New Power of Attorney, Address Indication Form
<input type="checkbox"/> Request for Refund
<input type="checkbox"/> After Allowance Communication to a Technology Center (TC)
<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> Other Enclosure(s): |
|---|---|--|

REMARKS**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual Name (print/type)	Flavio M. Rose, Esq., Reg. No. 40,791 Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C.	Telephone	(650) 251-7700
Signature		Date	September 25, 2006

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below

Name (print/type)	Katherine Stofer		
Signature		Date	September 25, 2006